



P.O. Box 299
1568 S. 1000 Rd.
Council Grove, KS 66846-0299
620-767-5153
FAX 620-767-5199
(Toll Free) 1-800-362-2576
www.tctelco.net

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

May 18, 2016

Re: CC Docket No. 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by The Tri-County Telephone Association, Inc. – Study Area #411839.

Dear Ms. Dortch:

Pursuant to the Commission's Wireline Broadband Order, The Tri-County Telephone Association, Inc. hereby provides notice of its intent to discontinue offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2016, The Tri-County Telephone Association, Inc. plans to offer wireline broadband internet access service on a permissive de-tariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Dale L. Jones', is written over a light blue horizontal line.

Dale L. Jones
CEO

The Tri-County Telephone Association, Inc.
1568 S. 1000 Road
Council Grove, KS 66846

CC: Tim Schwane - NECA Region Manager
Kansas Corporation Commission
Kansas Governor, Sam Brownback
Secretary of Defense – Special Assistant for Telecommunications

OFFICERS

Dan D. Reiff, President
Anita M. Hummel, Vice President
Jan R. Oleen, Treasurer
Ellen E. DeLay, Secretary

DIRECTORS

Alona F. Hedstrom
Linda L. Wessel
Randy J. Parker
Larry D. Johnson
Kenny A. Stroda
Shawn M. Tiffany
Luke A. Wingerd

CEO

Dale L. Jones



P.O. Box 299
1568 S. 1000 Rd.
Council Grove, KS 66846-0299
620-767-5153
FAX 620-767-5199
(Toll Free) 1-800-362-2576
www.tctelco.net

Ms. Marlene Dortch, Secretary
Federal Communications Commission
May 18, 2016

Notice of Permissive Detariffing of Wireline Broadband Internet Access Service
Effective July 1, 2016

The Tri-County Telephone Association, Inc.
(Study Area 411839)
1568 S. 1000 Road
Council Grove, KS 66846
(620) 767-5153

CC Docket No. 02-33

The Tri-County Telephone Association, Inc. hereby provides notice that it intends to cease offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2016 The Tri-County Telephone Association, Inc. will begin offering wireline broadband internet access service on a Title II, common carriage, permissive de-tariffed basis pursuant to paragraph 94 of the Federal Communications Commission's Wireline Broadband Order¹. The geographic areas affected are those The Tri-County Telephone Association, Inc. exchanges where DSL is technically feasible.

Today, this service is provided to TC Wireless, Inc. ISP. The ISP purchases wireline broadband access service for use as a component in their broadband internet service sold to residential and business consumers. End user service provided will not be affected by discontinuance of the tariffed offering by The Tri-County Telephone Association, Inc. As stated in the attached customer notice The Tri-County Telephone Association, Inc. will continue to offer services to existing ISP customers under current rates, terms and conditions until the end of their current term or upon replacement with a Broadband Commercial Agreement. Broadband Commercial Agreements will be made available in a nondiscriminatory manner to any provider desiring to purchase wireline broadband access service for use as a component in its broadband internet service sold to consumers.

Effective July 1, 2016, The Tri-County Telephone Association, Inc.'s rates, terms and conditions for its permissively de-tariffed wireline broadband access service will be available at its office located at 1568 S. 1000 Road, Council Grove, KS 66846 and on its website at www.tctelco.net.

¹ See *Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005). FCC 05-150 (rel. September 23, 2003) ("Wireline Broadband Order").

OFFICERS

Dan D. Reiff, President
Anita M. Hummel, Vice President
Jan R. Oleen, Treasurer
Ellen E. DeLay, Secretary

DIRECTORS

Alona F. Hedstrom
Linda L. Wessel
Randy J. Parker
Larry D. Johnson
Kenny A. Stroda
Shawn M. Tiffany
Luke A. Wingerd

CEO

Dale L. Jones



P.O. Box 299
1568 S. 1000 Rd.
Council Grove, KS 66846-0299
620-767-5153
FAX 620-767-5199
(Toll Free) 1-800-362-2576
www.tctelco.net

May 18, 2016

TC Wireless, Inc.
1568 S. 1000 Road
Council Grove, KS 66614

RE: CC Docket 02-33 – Notice of Permissive De-tariffing of Wireline Broadband Internet Access Service
by The Tri-County Telephone Association, Inc. - Study Area #411839.

Dear Valued Customer:

Our records indicate that TC Wireless, Inc. is currently purchasing wholesale broadband transport service from The Tri-County Telephone Association, Inc. under NECA Tariff Number 5 ("Tariff"). This letter is to advise you that The Tri-County Telephone Association, Inc. study area 411839 will discontinue provision service on July 1, 2016, pursuant to the Tariff. Services will be made available to you on a common carrier, non-tariffed basis. The existing relevant rates, terms and conditions will not change until the end of your term or upon replacement with a Broadband Commercial Agreement. The Tri-County Telephone Association, Inc.'s rates terms and conditions for its non-tariffed wireline broadband access service will be available at its office located at 1568 S. 1000 Road, Council Grove, KS 66614 and on its website at www.tctelco.net.

The actions described above are taken in accordance with the FCC's Report and Order (FCC 15-150) released September 23, 2005 in Docket No. 02-33. In the order the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively de-tariffed basis.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Dale L. Jones', is written over a light blue circular stamp or watermark.

Dale L. Jones
CEO
The Tri-County Telephone Association, Inc.

Cc: Tim Schwane - NECA Region Manager
Kansas Corporation Commission
Kansas Governor, Sam Brownback
Secretary of Defense – Special Assistant for Telecommunications

OFFICERS

Dan D. Reiff, President
Anita M. Hummel, Vice President
Jan R. Oleen, Treasurer
Ellen E. DeLay, Secretary

DIRECTORS

Alona F. Hedstrom
Linda L. Wessel
Randy J. Parker
Larry D. Johnson
Kenny A. Stroda
Shawn M. Tiffany
Luke A. Wingerd

CEO

Dale L. Jones



P.O. Box 299
1568 S. 1000 Rd.
Council Grove, KS 66846-0299
620-767-5153
FAX 620-767-5199
(Toll Free) 1-800-362-2576
www.tctelco.net

CERTIFICATE OF SERVICE

I Dale L. Jones, CEO, do certify that I have, on this 18th day of May, 2016:

1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service for The Tri-County Telephone Association, Inc. to the following:

Governor Sam Brownback
Capitol
300 SW 10th Ave., Ste. 241S
Topeka, KS 66612-1590

Secretary of Defense
Attn: Special Assistant for Telecommunications
1400 Defense Pentagon
Washington, DC 20301-1400

Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604-4027

2. Serviced via paper copy of the Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

TC Wireless, Inc.
1568 S. 1000 Road
Council Grove, KS 66846

Dale L. Jones, CEO

OFFICERS

Dan D. Reiff, President
Anita M. Hummel, Vice President
Jan R. Oleen, Treasurer
Ellen E. DeLay, Secretary

DIRECTORS

Alona F. Hedstrom
Linda L. Wessel
Randy J. Parker
Larry D. Johnson
Kenny A. Stroda
Shawn M. Tiffany
Luke A. Wingerd

CEO

Dale L. Jones